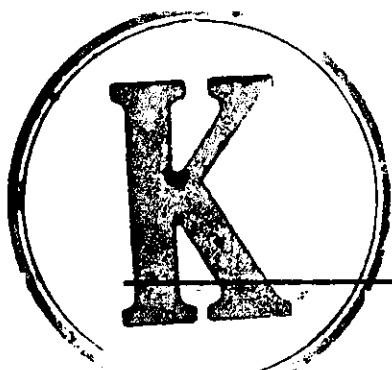


1942.



Subject:—

IV K

File No. *Post Office*
Regis.
II/42

Legal DEPARTMENT
B BRANCH

Regulation No. 1 of 1942.

to amend the Indian Post
Office Act, 1898.

p-3

File No. *Post Office Regs. II/42*
Std. Sectt. Slip 24 B a.

426-B

C O N T E N T S

Legal Department File No. Post Office-Pegs II/42

Sr. No.	Compilation No.	Subject	Pages
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Regulation No. 1 amend the
Indian Post Office Act, 1898

- | | | | |
|----|--|---|---------|
| 1. | U.R. to R.D.
No. 2864
Dt. 1.4.42 | Draft Regulation
v/s 92(2), G of I Act. 1925 | 1-
5 |
| 2. | ----- | Bom Reg. No 1 of 1942 | 7-13 |

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JK 215

Smd.
215.

A revised draft regulation is sent herewith.

2. As regards the question raised at 'A' of the Political and Services Department office note at page 8 ante the view taken therein is not correct. Section 92(2) of the Government of India Act, 1935, requires that regulations made under the section shall be submitted forthwith to the Governor-General and until assented to by him shall have no effect. This is a statutory requirement and has got to be strictly followed. Under the section the assent of the Governor-General has to be obtained after a regulation is made and it will, therefore, be necessary in this case to submit the regulation to the Governor-General for his assent after it is made by the Governor. In this connection, the procedure prescribed in the letter No F. 20/37-Judicial (g), dated 11th May 1937 from the Secretary to the Governor-General (Public) (Copy attached) will have to be followed. Under entry (IX) in paragraph 1 of the Government Resolution, Legal Department No. 432-L, dated 23rd August 1937 correspondence arising out of a regulation made by the Governor under section 92(2) of the Government of India Act has to be addressed to the Secretary to the Governor-General (Public) by the Secretary to the Administrative Department concerned.

Sd/-

P.N.M.

1/4

Remembrancer of Legal Affairs.

U.R. to R.D., No 2864, dated the 1st April 1942

Mr/2/5

Extract from a letter No.F. 20/37-Judicial (G), dated the 11th May 1937 from the Secretary to the Governor-General (Public)

I am desired to say that on any occasion on which His Excellency the Governor makes a Regulation under sub-section (2) of section 92 of the Government of the India Act, the letter ~~xxx~~ Whereby the Regulation is submitted for the Governor General's assent under that sub-section should be accompanied by a copy of the Regulation authenticated by the inclusion thereof of the following certificate under the Governor's signature:-

"I have made this Regulation under sub-section (2) of section 92 of the Government of India Act, 1935." official correspondence arising out of this sub-section should be addressed by the appropriate Secretary to the Provincial Government to the Secretary to the Governor General (Public)

Mr/2/5